

04-15-05

RCE *mm*

PTO/SB/30 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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CUSTOMER NUMBER 27792

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

Application Number	09/746,637
Filing Date	December 21, 2000
First Named Inventor	Chiloyan
Group Art Unit	2144
Examiner Name	Maniwang, Joseph R.
Attorney Docket No.	MICR0200

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See: Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

X 1. Submission required under 37 C.F.R. § 1.114

05/26/2005 CBARNES1 00000022 011940 09746637

a. 102 Previously submitted

- 01 FC:1253 i. 102 Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. _____ Other _____

b. Enclosed

- i. X Amendment/Reply
- ii. _____ Affidavit(s)/Declaration(s)
- iii. X Information Disclosure Statement (IDS)
- iv. _____ Other _____

_____ 2. Miscellaneous

- a. _____ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(i) required)
- b. _____ Other _____

_____ 3. Request for Extension of Time

Applicant respectfully requests that the shortened statutory period for response to the _____ dated _____, set to expire on _____, be extended by _____ month(s) to expire on _____. The \$_____ (large entity // small entity???) fee is enclosed herewith in the check noted below.

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X 4.. Claim Status

<u>Computation of Fee For Claims as Submitted for filing in RCE</u>					
	<u>Claims Remaining after Preliminary Amendment Submitted Herewith (if any)</u>	<u>Highest Number of Claims Previously Paid For</u>	<u>Number of Extra Claims</u>	<u>Rate</u>	<u>Fees</u>
Total Claims	42	44	-0-	x \$50	\$-0-
Independent Claims	2	3	-0-	x \$200	<u>-0-</u>
ADDITIONAL CLAIM FEE					0
INFORMATION DISCLOSURE STATEMENT FEE					180
EXTENSION OF TIME FEE					0
RCE FEE					790
TOTAL ADDITIONAL FEE FOR THIS RCE SUBMISSION					<u>\$ 970</u>

X 5.. Fees The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.

a. X The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-1940.

- i. RCE fee required under 37 CFR § 1.17(e)
 ii. Extension of time fee (37 CFR §§ 1.136 and 1.17)
 iii. X Any additional required fees
 iv. Other _____

b. Check No. _____ in the amount of \$ _____ is enclosed, which includes all the fees as noted above.

c. **Payment by credit card** (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Typed/Printed Name Michael C. King

Registration Number: 44,832

Signature

Date: April 13, 2005

EXPRESS MAIL CERTIFICATE

Express Mail Label No. EV538088487US

Date of Deposit April 13, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Alexandria, Virginia 22313-1450.

Linda Garrett

(Name of person mailing paper/fee)

(Signature of person mailing paper or fee)

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Director of the Patent and Trademark Office, Box RCE, Washington, DC 20231.**